



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/773,701  
Conf. No.: 7812  
Filed: February 6, 2004  
Inventor(s): Lin et al.  
Title: TETRACALCIUM  
PHOSPHATE (TTCP) HAVING  
CALCIUM PHOSPHATE  
WHISKER ON SURFACE  
AND PROCESS FOR  
PREPARING THE SAME

§ Examiner: Langel, Wayne  
§ Art Unit: 1754  
§ Atty. Dkt. No: 5937-00205/EBM

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8	
DATE OF DEPOSIT: <i>August 23, 2006</i>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to: Commissioner for Patents Alexandria, VA	
<i>Jeanneaux Jordan</i> Jeanneaux Jordan	

**TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE PATENTING REJECTION OVER A  
CO-PENDING APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

1. Calcitec, Inc. is the owner of all rights in the captioned application.
2. As sole owner in the captioned application, Calcitec, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,960,249 or patent(s) granted on U.S. Patent Appl. Ser. Nos. 11/133,165; 11/133,152; 10/414,582; 11/131,892; and 11/132,167.
3. Calcitec, Inc. hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and U.S. Patent No. 6,960,249 or any patent(s) granted on co-pending U.S. Patent Appl. Ser. Nos. 11/133,165; 11/133,152; 10/414,582; 11/131,892; and 11/132,167 are commonly owned. This agreement runs with any

08/29/2006 BABRAHA1 00000029 501505 10773701

01 FC:2814 65.00 DA

patent granted on the captioned patent application and is binding upon the grantee of such patent, and its or his successors or assigns.

4. In making the above disclaimer, Calcitec, Inc. does not disclaim the terminal part of any patent granted on the captioned patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of U.S. Patent No. 6,960,249 or any patent(s) granted on co-pending U.S. Patent Appl. Ser. Nos. 11/133,165; 11/133,152; 10/414,582; 11/131,892; and 11/132,167 as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.
5. Calcitec, Inc. certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors of the patent application identified above.
6. The Terminal Disclaimer fee under 37 CFR 1.20(d) is included.



Lin et al.  
10/773,701

By:

Eric B. Meyertons  
Reg. No. 34,876  
Attorney of Record

**MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.**  
P.O. BOX 398  
AUSTIN, TX 78767-0398  
(512) 853-8800 (voice)  
(512) 853-8801 (facsimile)

Date: 8-23-06

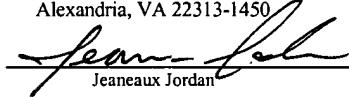


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/773,701  
Conf. No.: 7812  
Filed: February 6, 2004  
Inventor(s): Lin et al.  
Title: TETRACALCIUM  
PHOSPHATE (TTCP)  
HAVING CALCIUM  
PHOSPHATE WHISKER ON  
SURFACE AND PROCESS  
FOR PREPARING THE SAME

§ Examiner: Langel, Wayne  
§ Group/Art Unit: 1754  
§ Atty. Dkt. No: 5937-00205/EBM

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8	
DATE OF DEPOSIT: <u>August 23, 2006</u>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to:	
Commissioner for Patents Alexandria, VA 22313-1450	
 Jeaneaux Jordan	

FEE AUTHORIZATION

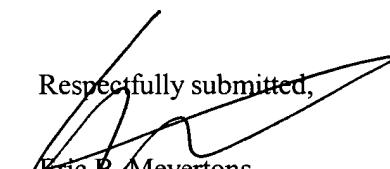
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5937-00205/EBM:

\$65.00 – Statutory disclaimer fee (Small entity); and

Total Amount: \$65.00

The Commissioner is also authorized to charge any extension fee or other fees that may be necessary to the same account number.

Respectfully submitted,  
  
Eric B. Meyertons  
Reg. No. 34,876  
Attorney for Applicant

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.  
P.O. BOX 398, AUSTIN, TX 78767-0398  
(512) 853-8800 (voice)

Date: 8-23-06